IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

OP.No. 33307 of 2002(M)

PETITIONER:

P.D.JAYA, W/O. P.K.RAVEENDRAN,
MEDICAL RECORD LIBRARIAN GRADE II,
TRICHUR MEDICAL COLLEGE, TRICHUR, RESIDING AT
PEECHOLI, VELLANKKARA, TRICHUR.

BY ADV. SRI.S.A.NAGENDRAN(SR.),
SRI.PREMJIT NAGENDRAN,
SMT.K.B.SUBHAGAMANI.

RESPONDENTS:
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1. **THE DIRECTOR OF MEDICAL EDUCATION,**
   KERALA STATE, THIRUVANANTHAPURAM-695 011.

2. **THE STATE OF KERALA, REPRESENTED BY THE**
   SECRETARY TO GOVERNMENT, HEALTH AND FAMILY
   WELFARE DEPARTMENT, GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM-695 001.

3. **C.SAVITHRI, MEDICAL RECORD LIBRARIAN**
   GRADE-1, DENTAL COLLEGE, THIRUVANANTHAPURAM-695001

4. **P.PADMAJA, MEDICAL RECORD LIBRARIAN**
   GRADE II, TRICHUR MEDICAL COLLEGE, TRICHUR-686001.

5. **V.SASI, MEDICAL RECORD LIBRARIAN**
   GRADE-II, KOZHIKODE MEDICAL COLLEGE,
   KOZHIKODE-678 008.

6. **R.SANTHAMMA, MEDICAL RECORD LIBRARIAN**
   GRADE-II, TRICHUR MEDICAL COLLEGE, THRISSUR-686001

O.P.NO.33307/2002:

7. **R.M.RUKHIYABI, MEDICAL RECORD LIBRARIAN GRADE-II, TRICHUR MEDICAL COLLEGE, THRISSUR-686 001.**

8. **A.S.LEELA, MEDICAL RECORD LIBRARIAN GRADE-II, TRIVANDRUM MEDICAL COLLEGE, THIRUVANANTHAPURAM-695 011.**

9. **P.J.HELEN REENA, MEDICAL RECORDS LIBRARIAN GRADE II, KOTTAYAM MEDICAL COLLEGE, KOTTAYAM.**

10. **M.M.HAKKIM SHERIFF, MEDICAL RECORD LIBRARIAN GRADE-I, KOZHIKODE MEDICAL COLLEGE, KOZHIKODE-673 008.**

11. **K.SREEKANTAN NAIR, MEDICAL RECORD LIBRARIAN GRADE-II, TRIVANDRUM MEDICAL COLLEGE, THIRUVANANTHAPURAM-695 011.**

12. **K.C.INDIRA DEVI, MEDICAL RECORDS LIBRARIAN GRADE II, TRIVANDRUM MEDICAL COLLEGE, THIRUVANANTHAPURAM-695 011.**

13. **R.RAJESWARI, MEDICAL RECORDS LIBRARIAN GRADE II, TRIVANDRUM MEDICAL COLLEGE, THIRUVANANTHAPURAM-695 011**

14. **D.AJAYALAL, MEDICAL RECORDS LIBRARIAN GRADE II, MEDICAL COLLEGE HOSPITAL, THIRUVANANTHAPURAM-695 011.**

15. **C.MOHANA DASAN, MEDICAL RECORD LIBRARIAN GRADE I, KOZHIKODE MEDICAL COLLEGE, KOZHIKODE -673 008.**

16. **GEETHA DEVI, MEDICAL RECORD LIBRARIAN GRADE II, KOTTAYAM MEDICAL COLLEGE, KOTTAYAM-686 008.**

17. **L.VIJAYAKUMARI, MEDICAL RECORD LIBRARIAN GRAE II, KOTTAYAM MEDICAL COLLEGE, KOTTAYAM-686 008.**

18. **A.P.THANKAMMA, MEDICAL RECORD LIBRARIAN GRADE I, TRIVANDRUM MEDICAL COLLEGE, TRIVANDRUM-695 011.**

O.P. NO.33307/2002:

19. A.USHA KUMARI, MEDICAL RECORD LIBRARIAN GRADE II, TRIVANDRUM MEDICAL COLLEGE, TRIVANDRUM-695 011.

20. S.REMANI BAI, MEDICAL RECORD LIBRARIAN GRADE II, MEDICAL COLLEGE HOSPITAL, THIRUVANANTHAPURAM -695 011.

21. M.MOHAMMED NAJEEB, MEDICAL RECORD LIBRARIAN GRADE-II, MEDICAL COLLEGE HOSPITAL, THIRUVANANTHAPURAM-695 011.

22. K.G.RAJU, MEDICAL RECORD LIBRARIAN GRADE-I, KOTTAYAM MEDICAL COLLEGE, KOTTAYAM 686 008.

23. VILASINI NARAYANAN, MEDICAL RECORD LIBRARIAN GRADE II, KOZHIKODE MEDICAL COLLEGE, KOZHIKODE.

BY ADV. SRI.K.A.ABRAHAM FOR R6 & R7,
SRI.S.P.ARAVINDAKSHAN PILLAY R.15,
SRI.B.RAGUNATHAN FOR R.11, 12,, 21 & 22,
SRI.G.S.MOHANDAS.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 26/02/2007,ALONG WITH W.P.(C). NO. 32968/2005, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P. NO. 33307/2002:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE CERTIFICATE ISSUED BY THE CHAIRMAN, MEDICAL BOARD FOR PHYSICALLY HANDICAPPED, DTD. 06/04/1987.

EXT.P.2: COPY OF THE ORDER NO. E4/4520/88/DME, DTD. 04/08/1992 ISSUED BY THE R.1.

EXT.P.3: COPY OF THE ORDER NO. E3/21738/95/DME, DTD. 27/02/1997 ISSUED BY THE R.1.

EXT.P.4: COPY OF THE COMMON JUDGMENT DTD. 28TH JUNE, 2002 IN ORIGINAL PETITION NOS. 29494 AND 29744/2000 BY THIS HONOURABLE HIGH COURT.

EXT.P.5: COPY OF THE ORDER NO. E/28272/2000/DME, DTD. 11TH OCTOBER, 2002 ISSUED BY THE R1.

EXT.P.6: COPY OF THE REPRESENTATION DTD. 04/11/2002 SUBMITTED BY THE PETITIONER TO THE R.1.

//TRUE COPY//

prv.

KURIAN JOSEPH, J.

O.P.No.33307/02 & W.P.(C)No.14 of 2006

Dated 26th February, 2007.

J U D G M E N T

The issue raised in these writ petitions essentially pertains to the claim made by the petitioner for promotion to the posts of Medical Records Librarian Grade II, Medical Records Librarian Grade I and Medical Record Superintendent. It is the contention of the petitioner that in view of Ext.P7 (in W.P.(C) No.14/2006) Bench decision of this Court in W.A.No.2328 of 2002, in the light of which several similarly situated persons have been granted the relief, pursuant to the directions issued by this Court in the judgment dated 26.9.2006 in W.P.(C)No.6595/06, the petitioner also is entitled to succeed. In that view of the matter, I do not think it necessary to go into the merits of the case since the petitioner has represented her grievance before the Director of Medical Education by way of Ext.P6 representation in the former writ petition(Ext.P5 in the latter). Therefore, these writ petitions are disposed of directing the first respondent to look into those representations with notice to the petitioner and the party respondents in both writ petitions, and pass appropriate

orders without discriminating the petitioner, within a period of three months from the date of production of a copy of the judgment.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No.33307/02 & W.P.(C)No.14 of 2006

J U D G M E N T

Dated 26th February, 2007.